



# IPC B

Illinois Pollution Control Board

## BOARD MEETING MINUTES

November 17, 2022

11:00 a.m.

### Videoconference

100 W. Randolph St. AND  
Chicago, IL  
Room 2-025

1021 N. Grand Avenue East  
Springfield, IL  
Conference Rm 1244 N, 1<sup>st</sup> Floor

### **ROLL CALL**

The Clerk of the Board called the roll. All four Board Members answered present.

### **ANNOUNCEMENTS**

None.

### **PUBLIC REMARKS**

None.

### **APPROVAL OF MINUTES**

The minutes of the Board's November 3, 2022 regular open meeting were approved by a roll call vote of 4-0.

### **RULEMAKINGS**

<a href="#"><u>R21-19</u></a>	<u>Drycleaner Environmental Response Trust Fund Act Proposal to Add 35 Ill. Adm. Code Part 1501, Repeal 35 Ill. Adm. Code Part 1500, and Repeal 2 Ill. Adm. Code Part 3100 (Land) – The Board adopted a second-notice proposal in this rulemaking to effectuate the 2019 DERT Fund Act amendments.</u>	4-0 roll call vote
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### **ADJUSTED STANDARDS**

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## ADMINISTRATIVE CITATIONS

<a href="#"><u>AC 23-5</u></a>	<u>Illinois Environmental Protection Agency v. Roger R. Hutchinson, Jr. and Tammy O. Hutchinson</u> (Land) – After the Hutchinsons failed to timely file a petition to contest the administrative citation, the Board found that they violated Section 21(p)(1) and (p)(3) of the Environmental Protection Act (415 ILCS 5/21(p)(1), (p)(3) (2020)), as alleged. Because there were two violations of Section 21(p), the Board ordered the Hutchinsons to pay a total civil penalty of \$3,000, reflecting the statutory penalty of \$1,500 per violation.	4-0 roll call vote
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## TIME-LIMITED WATER QUALITY STANDARDS

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## ADJUDICATORY CASES

<a href="#"><u>PCB 22-41</u></a>	<u>People of the State of Illinois v. Rockbuild Enterprises, Inc.</u> (Air – Enforcement) – Upon receiving a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action concerning Rockbuild’s Lake County gas station, the Board directed the Clerk to provide the required newspaper notice.	4-0 roll call vote
<a href="#"><u>PCB 23-25</u></a>	<u>City of North Chicago v. Illinois Environmental Protection Agency</u> (Land, RCRA – Permit Appeal) – Because the City of North Chicago failed to file a petition during the extended appeal period, the Board dismissed the case and closed the docket.	4-0 roll call vote
<a href="#"><u>PCB 23-26</u></a>	<u>Village of Niles v. Illinois Environmental Protection Agency</u> (UST Appeal) – Because the Village of Niles failed to file a petition during the extended appeal period, the Board dismissed the case and closed the docket.	4-0 roll call vote
<a href="#"><u>PCB 23-46</u></a>	<u>Aqua Illinois, Inc. v. Illinois Environmental Protection Agency</u> (Permit Appeal – Public Water Supply) – The Board denied as untimely the joint request to further extend the appeal period, construed the request as Aqua’s timely petition for review, and granted Aqua until January 3, 2023, to file an amended petition.	4-0 roll call vote

<a href="#"><u>PCB 23-52</u></a>	People of the State of Illinois v. Combined Real Estate, LLC (Air – Enforcement) – Having received a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving a Will County gas station, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice of the settlement-related filings.	4-0 roll call vote
<a href="#"><u>PCB 23-53</u></a>	People of the State of Illinois v. Hueber, LLC (Air – Enforcement) – Having received a complaint, a stipulation, a proposed settlement, and an agreed motion for relief from the hearing requirement in this enforcement action involving an Ogle County animal feed handling and storage facility, the Board accepted the complaint and directed the Clerk to provide the required newspaper notice of the settlement-related filings.	4-0 roll call vote

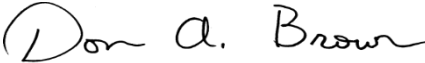
**OTHER ITEMS**

	The Board granted the Chair’s motion to approve a proclamation commemorating Richard McGill, Senior Attorney, on his 25 years of service with the Board.	4-0 roll call vote
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**ADJOURNMENT**

Moved and seconded, by a roll call vote of 4-0, the Chair adjourned the regular Board meeting.

I, Don Anthony Brown, Clerk of the Illinois Pollution Control Board, certify that the Board approved the above minutes on December 1, 2022, by a vote of 4-0.



Don Anthony Brown, Clerk  
Illinois Pollution Control Board